

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
JEFFREY DESKOVIC,

**ANSWER TO CROSS CLAIMS  
OF DEFENDANT EUGENE  
TUMOLO**

07 Civ. 8150 (KMK)

Plaintiff,

-against-

CITY OF PEEKSKILL, PUTNAM COUNTY,  
WESTCHESTER COUNTY, DAVID LEVINE,  
THOMAS MCINTYRE, WALTER BROVARSKI,  
EUGENE TUMOLO, JOHN AND JANE DOE  
SUPERVISORS, DANIEL STEPHENS, LOUIS  
ROH, MILLARD HYLAND, GEORGE BOLEN  
and ALAN TWEED,

Defendants.  
-----X

Defendants Putnam County and Daniel Stephens, by their attorneys, GELARDI &  
RANDAZZO LLP, for their answer to the cross claims of Eugene Tumolo in the above entitled  
case say:

1. Defendants deny the allegations contained in paragraphs "298" and "299"  
of the cross claim.

Dated: Hawthorne, New York  
July 10, 2008

Respectfully submitted,

GELARDI & RANDAZZO LLP

By: 

James A. Randazzo (IR 0156)

Attorneys for Defendants- Putnam County and  
Daniel Stephens

151 Broadway  
Hawthorne, New York 10532

(914) 495-3050

TO: STILLMAN FRIEDMAN & SHECHTMAN, P.C.  
James Mitchell, Esq.  
Attorneys for Defendant-Eugene Tumolo  
425 Park Avenue  
New York, New York 10022  
(212) 223-0200

COCHRAN NEUFELD & SCHECK, LLP  
Attorney for Plaintiff-Jeffrey Deskovic  
99 Hudson Street  
New York, New York 10013  
(212) 965-9081

EMERY CELLI BRINCKERHOFF & ABADY LLP  
Eric Hecker, Esq.  
Attorneys for Plaintiff- Linda McGarr  
75 Rockefeller Plaza, 20<sup>th</sup> Floor  
New York, New York 10019  
(212) 763-5000

OXMAN TULIS KIRKPATRICK WHYATT & GEIGER LLP  
Stuart Kahan, Esq.  
Attorney for Defendants-Westchester County, Louis Roh and Millard Hyland  
120 Bloomingdale Road  
White Plains, New York 10605  
(914) 422-3900

MIRANDA SOKOLOFF SAMBURSKY SLONE & VERVENIOTIS, LLP  
Brian Sokoloff, Esq.  
Attorney for Defendants-City of Peekskill, David Levine,  
Thomas McIntyre and Walter Brovanski  
240 Mineola Boulevard  
The Esposito Building  
Mineola, New York 11501  
(516) 741-7676

WILLIAM FLORENCE, ESQ.  
Attorney for Defendant-  
City of Peekskill Department of Law  
City Hall  
840 Main Street  
Peekskill, New York 10566

Office of the Attorney General

John Knudsen, Esq.  
Attorney for Defendant-Alan Tweed  
120 Broadway  
New York, New York 10271  
(212) 416-8625

WELLINGHORST & FRONZUTO  
Lori Ann Fee, Esq.  
4 Franklin Avenue  
Ridgewood, New Jersey 07450  
(212) 251-0046

**CERTIFICATE OF SERVICE**

I, JAMES A. RANDAZZO, hereby certify that on July 11, 2008, I served the within ANSWER TO CROSS CLAIMS OF DEFENDANT EUGENE TUMOLO upon all parties, by Electronic Case Filing to the address as provided to defendant by notification from this Court:

TO: STILLMAN FRIEDMAN & SHECHTMAN, P.C.  
James Mitchell, Esq.  
Attorneys for Defendant-Eugene Tumolo  
425 Park Avenue  
New York, New York 10022  
(212) 223-0200

COCHRAN NEUFELD & SCHECK, LLP  
Attorney for Plaintiff-Jeffrey Deskovic  
99 Hudson Street  
New York, New York 10013  
(212) 965-9081

EMERY CELLI BRINCKERHOFF & ABADY LLP  
Eric Hecker, Esq.  
Attorneys for Plaintiff- Linda McGarr  
75 Rockefeller Plaza, 20<sup>th</sup> Floor  
New York, New York 10019  
(212) 763-5000

OXMAN TULIS KIRKPATRICK WHYATT & GEIGER LLP  
Stuart Kahan, Esq.  
Attorney for Defendants-Westchester County, Louis Roh and Millard Hyland  
120 Bloomingdale Road  
White Plains, New York 10605  
(914) 422-3900

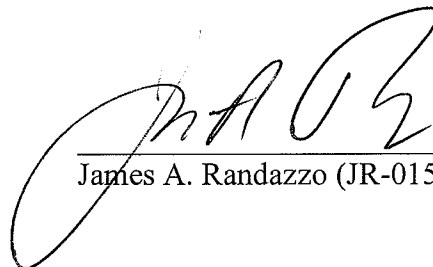
MIRANDA SOKOLOFF SAMBURSKY SLONE & VERVENIOTIS, LLP  
Brian Sokoloff, Esq.  
Attorney for Defendants-City of Peekskill, David Levine,  
Thomas McIntyre and Walter Brovarski  
240 Mineola Boulevard  
The Esposito Building  
Mineola, New York 11501  
(516) 741-7676

WILLIAM FLORENCE, ESQ.  
Attorney for Defendant-  
City of Peekskill Department of Law  
City Hall

840 Main Street  
Peekskill, New York 10566

Office of the Attorney General  
John Knudsen, Esq.  
Attorney for Defendant-Alan Tweed  
120 Broadway  
New York, New York 10271  
(212) 416-8625

WELLINGHORST & FRONZUTO  
Lori Ann Fee, Esq.  
4 Franklin Avenue  
Ridgewood, New Jersey 07450  
(212) 251-0046



---

James A. Randazzo (JR-0156)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
JEFFREY DESKOVIC,

**ANSWER TO CROSS CLAIMS  
OF DEFENDANTS CITY OF  
PEEKSKILL, DAVID LEVINE,  
THOMAS MCINTYRE AND  
WALTER BROVARSKI**

07 Civ. 8150 (KMK)

Plaintiff,

-against-

CITY OF PEEKSKILL, PUTNAM COUNTY,  
WESTCHESTER COUNTY, DAVID LEVINE,  
THOMAS MCINTYRE, WALTER BROVARSKI,  
EUGENE TUMOLO, JOHN AND JANE DOE  
SUPERVISORS, DANIEL STEPHENS, LOUIS  
ROH, MILLARD HYLAND, GEORGE BOLEN  
and ALAN TWEED,

Defendants.  
-----X

Defendants Putnam County and Daniel Stephens, by their attorneys, GELARDI &  
RANDAZZO LLP, for their answer to the cross claims of the City of Peekskill, David Levine,  
Thomas McIntyre and Walter Brovarski in the above entitled case say:

1. Defendants deny the allegations contained in paragraphs "298" and "299"  
of the cross claim.

Dated: Hawthorne, New York  
July 9, 2008

Respectfully submitted,

GELARDI & RANDAZZO LLP

By: 

James A. Randazzo (JR 0156)

Attorneys for Defendants- Putnam County and  
Daniel Stephens  
151 Broadway  
Hawthorne, New York 10532  
(914) 495-3050

TO: MIRANDA SOKOLOFF SAMBURSKY SLONE & VERVENIOTIS, LLP  
Brian Sokoloff, Esq.  
Attorney for Defendants-City of Peekskill, David Levine,  
Thomas McIntyre and Walter Brovarski  
240 Mineola Boulevard  
The Esposito Building  
Mineola, New York 11501  
(516) 741-7676

COCHRAN NEUFELD & SCHECK, LLP  
Attorney for Plaintiff-Jeffrey Deskovic  
99 Hudson Street  
New York, New York 10013  
(212) 965-9081

EMERY CELLI BRINCKERHOFF & ABADY LLP  
Eric Hecker, Esq.  
Attorneys for Plaintiff- Linda McGarr  
75 Rockefeller Plaza, 20<sup>th</sup> Floor  
New York, New York 10019  
(212) 763-5000

OXMAN TULIS KIRKPATRICK WHYATT & GEIGER LLP  
Stuart Kahan, Esq.  
Attorney for Defendants-Westchester County, Louis Roh and Millard Hyland  
120 Bloomingdale Road  
White Plains, New York 10605  
(914) 422-3900

WILLIAM FLORENCE, ESQ.  
Attorney for Defendant-  
City of Peekskill Department of Law  
City Hall  
840 Main Street  
Peekskill, New York 10566

STILLMAN FRIEDMAN & SHECHTMAN, P.C.  
James Mitchell, Esq.

Attorneys for Defendant-Eugene Tumolo  
425 Park Avenue  
New York, New York 10022  
(212) 223-0200

Office of the Attorney General  
John Knudsen, Esq.  
Attorney for Defendant-Alan Tweed  
120 Broadway  
New York, New York 10271  
(212) 416-8625

WELLINGHORST & FRONZUTO  
Lori Ann Fee, Esq.  
4 Franklin Avenue  
Ridgewood, New Jersey 07450  
(212) 251-0046



**CERTIFICATE OF SERVICE**

I, JAMES A. RANDAZZO, hereby certify that on July 11, 2008, I served the within ANSWERTO CROSS CLAIMS OF DEFENDANTS CITY OF PEEKSKILL, DAVID LEVINE, THOMAS MCINTYRE AND WALTER BROVARSKI upon all parties, by Electronic Case Filing to the address as provided to defendant by notification from this Court:

TO: MIRANDA SOKOLOFF SAMBURSKY SLONE & VERVENIOTIS, LLP  
Brian Sokoloff, Esq.  
Attorney for Defendants-City of Peekskill, David Levine,  
Thomas McIntyre and Walter Brovarski  
240 Mineola Boulevard  
The Esposito Building  
Mineola, New York 11501  
(516) 741-7676

COCHRAN NEUFELD & SCHECK, LLP  
Attorney for Plaintiff-Jeffrey Deskovic  
99 Hudson Street  
New York, New York 10013  
(212) 965-9081

EMERY CELLI BRINCKERHOFF & ABADY LLP  
Eric Hecker, Esq.  
Attorneys for Plaintiff- Linda McGarr  
75 Rockefeller Plaza, 20<sup>th</sup> Floor  
New York, New York 10019  
(212) 763-5000

OXMAN TULIS KIRKPATRICK WHYATT & GEIGER LLP  
Stuart Kahan, Esq.  
Attorney for Defendants-Westchester County, Louis Roh and Millard Hyland  
120 Bloomingdale Road  
White Plains, New York 10605  
(914) 422-3900

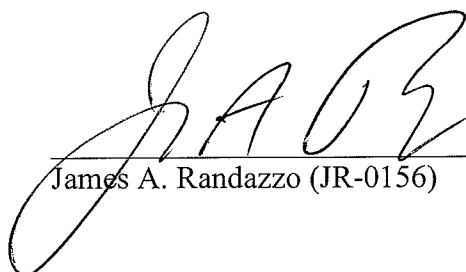
WILLIAM FLORENCE, ESQ.  
Attorney for Defendant-  
City of Peekskill Department of Law  
City Hall  
840 Main Street  
Peekskill, New York 10566

STILLMAN FRIEDMAN & SHECHTMAN, P.C.  
James Mitchell, Esq.  
Attorneys for Defendant-Eugene Tumolo

425 Park Avenue  
New York, New York 10022  
(212) 223-0200

Office of the Attorney General  
John Knudsen, Esq.  
Attorney for Defendant-Alan Tweed  
120 Broadway  
New York, New York 10271  
(212) 416-8625

WELLINGHORST & FRONZUTO  
Lori Ann Fee, Esq.  
4 Franklin Avenue  
Ridgewood, New Jersey 07450  
(212) 251-0046



---

James A. Randazzo (JR-0156)

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
JEFFREY DEŠKOVIC,

**ANSWER TO CROSS CLAIMS  
OF DEFENDANTS  
WESTCHESTER COUNTY,  
LOUIS ROH, MILLARD  
HYLAND AND GEORGE  
BOLEN**

07 Civ. 8150 (KMK)

Plaintiff,

-against-

CITY OF PEEKSKILL, PUTNAM COUNTY,  
WESTCHESTER COUNTY, DAVID LEVINE,  
THOMAS MCINTYRE, WALTER BROVARSKI,  
EUGENE TUMOLO, JOHN AND JANE DOE  
SUPERVISORS, DANIEL STEPHENS, LOUIS  
ROH, MILLARD HYLAND, GEORGE BOLEN  
and ALAN TWEED,

Defendants.  
-----X

Defendants Putnam County and Daniel Stephens, by their attorneys, GELARDI &  
RANDAZZO LLP, for their answer to the cross claims of the Westchester County, Louis Roh,  
Millard Hyland and George Bolen in the above entitled case say:

1. Defendants deny the allegations contained in paragraphs "288" and "289"  
of the cross claim.

Dated: Hawthorne, New York  
July 9, 2008

Respectfully submitted,

GELARDI & RANDAZZO LLP

By: 

James A. Randazzo (JR 0156)  
Attorneys for Defendants- Putnam County and  
Daniel Stephens  
151 Broadway  
Hawthorne, New York 10532  
(914) 495-3050

TO: OXMAN TULIS KIRKPATRICK WHYATT & GEIGER LLP  
Stuart Kahan, Esq.  
Attorney for Defendants-Westchester County, Louis Roh, Millard Hyland and George  
Bolen  
120 Bloomingdale Road  
White Plains, New York 10605  
(914) 422-3900

COCHRAN NEUFELD & SCHECK, LLP  
Attorney for Plaintiff-Jeffrey Deskovic  
99 Hudson Street  
New York, New York 10013  
(212) 965-9081

EMERY CELLI BRINCKERHOFF & ABADY LLP  
Eric Hecker, Esq.  
Attorneys for Plaintiff- Linda McGarr  
75 Rockefeller Plaza, 20<sup>th</sup> Floor  
New York, New York 10019  
(212) 763-5000

MIRANDA SOKOLOFF SAMBURSKY SLONE & VERVENIOTIS, LLP  
Brian Sokoloff, Esq.  
Attorney for Defendants-City of Peekskill, David Levine,  
Thomas McIntyre and Walter Brovanski  
240 Mineola Boulevard  
The Esposito Building  
Mineola, New York 11501  
(516) 741-7676

WILLIAM FLORENCE, ESQ.  
Attorney for Defendant-  
City of Peekskill Department of Law  
City Hall  
840 Main Street  
Peekskill, New York 10566

STILLMAN FRIEDMAN & SHECHTMAN, P.C.

James Mitchell, Esq.

Attorneys for Defendant-Eugene Tumolo

425 Park Avenue

New York, New York 10022

(212) 223-0200

Office of the Attorney General

John Knudsen, Esq.

Attorney for Defendant-Alan Tweed

120 Broadway

New York, New York 10271

(212) 416-8625

WELLINGHORST & FRONZUTO

Lori Ann Fee, Esq.

4 Franklin Avenue

Ridgewood, New Jersey 07450

(212) 251-0046

**CERTIFICATE OF SERVICE**

I, JAMES A. RANDAZZO, hereby certify that on July 11, 2008, I served the within ANSWERTO CROSS CLAIMS OF DEFENDANTS WESTCHESTER COUNTY, LOUIS ROH, MILLARD HYLAND AND GEORGE BOLEN upon all parties, by Electronic Case Filing to the address as provided to defendant by notification from this Court:

TO: OXMAN TULIS KIRKPATRICK WHYATT & GEIGER LLP

Stuart Kahan, Esq.

Attorney for Defendants-Westchester County, Louis Roh, Millard Hyland and George Bolen

120 Bloomingdale Road

White Plains, New York 10605

(914) 422-3900

COCHRAN NEUFELD & SCHECK, LLP

Attorney for Plaintiff-Jeffrey Deskovic

99 Hudson Street

New York, New York 10013

(212) 965-9081

EMERY CELLI BRINCKERHOFF & ABADY LLP

Eric Hecker, Esq.

Attorneys for Plaintiff- Linda McGarr

75 Rockefeller Plaza, 20<sup>th</sup> Floor

New York, New York 10019

(212) 763-5000

MIRANDA SOKOLOFF SAMBURSKY SLONE & VERVENIOTIS, LLP

Brian Sokoloff, Esq.

Attorney for Defendants-City of Peekskill, David Levine,

Thomas McIntyre and Walter Brovanski

240 Mineola Boulevard

The Esposito Building

Mineola, New York 11501

(516) 741-7676

WILLIAM FLORENCE, ESQ.

Attorney for Defendant-

City of Peekskill Department of Law

City Hall

840 Main Street

Peekskill, New York 10566

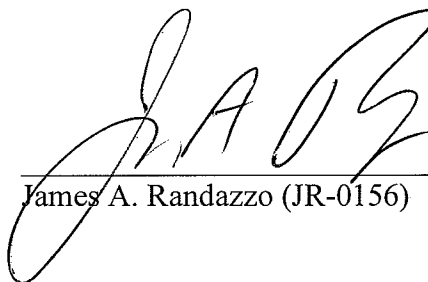
STILLMAN FRIEDMAN & SHECHTMAN, P.C.

James Mitchell, Esq.

Attorneys for Defendant-Eugene Tumolo  
425 Park Avenue  
New York, New York 10022  
(212) 223-0200

Office of the Attorney General  
John Knudsen, Esq.  
Attorney for Defendant-Alan Tweed  
120 Broadway  
New York, New York 10271  
(212) 416-8625

WELLINGHORST & FRONZUTO  
Lori Ann Fee, Esq.  
4 Franklin Avenue  
Ridgewood, New Jersey 07450  
(212) 251-0046



James A. Randazzo (JR-0156)